

DIST/OFFICE	DOCKET YR. NUMBER	FILING DATE MO. DAY YEAR	J	N/S	O	R	R 23	\$	DEMAND OTHER	JUDGE NUMBER	JURY DEM.	DOCKET YR. NUMBER
1085/4	75 0548	12 03 75 4		190	1	12		\$1,500		8510 p		75 0548-C

PLAINTIFFS

Richard Turecek
Betty I. Turecek

DEFENDANTS

A & W International, Inc.,
a California corporation

CAUSE

Plaintiffs are residents of Tulsa, Oklahoma.
Defendant is a California corporation.
Breach of Contract.

ATTORNEYS

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☐ CHECK
HERE
IF CASE WAS
FILED IN
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FILING FEES PAID

DATE	RECEIPT NUMBER	C.D. NUMBER

STATISTICAL CARDS

CARD	DATE MAILED
JS-5	1-1-76
JS-6	8-1-76

DATE	NR.	PROCEEDINGS
1975		
12-3	1.	Complaint filed, Jury Demand, Summons issued.tc
12-17	2.	Affidavit of Service filed, of compl. on Sec. of State by certified mail;served on 12/8/75.tc
12-29	3.	Appl. of Deft. for Ext. of Time, 15 days from this date, to ans. or otherwise plead, filed, and Order, filed, granting 15 days from this date to ans. or plead.(JCS-Clk)jj
1976		
1-13	4.	ANSWER and COUNTERCLAIM of Deft. A & W INTERNATIONAL, INC., filed.jj
1-19	5	Plaintiffs' request for production of documents, filed. g
1-19	6	Plaintiffs' interrogatories to deft. A & W Intenational, Inc., filed.g
1-19	7	Plaintiffs' Answer to deft's counterclaim, filed. g
2-4	MO:	Case set for PT hearing 4-15-76 at 2:45 p.m. (HDC-J)hm
2-17	8.	Appl. of def. for ext. of time to produce documents and answer interrogatories, filed. rm
2-17	9.	Order, filed, that Deft. A & W International, Inc., is granted until 3-2-76 to produce documents & ans. interros. (HDC-J)v -cps. mld.
2-23	10.	Pltfs' suppl. request for production of documents, filed. g
3-2-	11.	Appl. for Ext. of Time to Prod. Doc. & Ans. Int., until 3-17-76, filed.jj 0 to J
3-5	12	Order, filed, granting deft. til 3-17-76 to produce documents and ans. interrogatories. (HDC-J)k cps mld
3-17	13.	Appl. of def. for ext. of time to produce documents & ans. interrog., filed. rm
3-17	14.	Order, filed, granting deft. until 3-27-76 to produce documents and answer interrogatories. (HDC-J)g cp mld
3-29	15.	Appl. for ext. of time to produce documents & ans. interros., fld. by Deft. A & W International, Inc. v (o)
3-29	16	Order granting deft. until 4-5-76 to produce documents & answer interros., filed. (HDC-J)g cp mld
4-2-76	17	Pretrial Conference Memorandum, filed by plaintiffs. g
4-7	18.	Ans. to Pltfs' interros. to deft., filed. ph
4-15	MO:	Pre-trial hearing held. Statements made. Deft's supplement to pltfs' proposed PT conference memo, filed in open court. Pltf. to file brief within 30 days on applicable law; deft. to respond 20 days thereafter. Pltf. to file PT order after ruling by Court on question of applicable law. Case set for jury trial 7-26-76 at 9:30 a.m. and req. inst. & trial briefs to be filed 10 days prior to trial. (HDC-J)hm (EST-2½ days)
4-15	19.	Deft's supplement to pltfs' proposed PT conf. memorandum, filed. hm
5-3	20.	Pltf's memo. to proceed in accordance with the law of the state of Calif. and memo. in support of choice of law and damages, filed. ph
5-11		Deposition of Richard Francis Turecek, on behalf of def., taken on 4/16/76, filed. (F.L. Peterson-CSR)(\$210.00 pd by def.) rm
5-12	21.	Proof of service of Pltf's memo. to proceed in acco. with the law of the state of Calif. and Memo. in support of choice of law and damages, filed. ph
5-20	22.	Pltf's supplemental interros., filed. ph

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-548-C</u>
Turecek		A & W International	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
5-20-76	23.	Deft's response to pltfs' memorandum on choice of law & other matters, filed. hm	
5-24	24.	Appl. of def. for cont. of trial setting, filed. rm	
5-27	MO:	Ordered by the Ct. that def. appl. for continuance of trial setting is granted; case is reset for jury trial for July 28, 1976 at 9:30 a.m. (HDC-J)rm - notices mailed	
6-11	25.	Motion of pltf. for leave to file amended answer, filed. rm (orig. answer)	
6-14	26.	Order, filed, granting pltf. leave to file amended answer to def. counterclaim. (HDC-J)rm - copies mailed	
6-14	27.	Amended answer of pltf. to def. counterclaim, filed. rm	
6-16	28.	Answers by def. to pltf. suppl. interrogatories, filed. rm	
7-19	29.	Instructions proposed by the Deft., filed. ph	
7-19	30.	Deft's proposed Voir Dire of Jury, filed. ph	
7-19	31.	Trial Brief of deft., filed. ph	
7-26	32.	Order determining applicable law, filed, that the substantive law of Oklahoma must apply in this case. (HDC-J)ph cps mld.	
7-29	MO:	Jury trial held July 28 & 29. Parties announce read. Jury empaneled, admonished & sworn. Opening statements made. Pltf. presents case in chief w/test. of witnesses & introduction of exhibits. Pltf. reads interrog. #15 & ans. thereto into record. Pltf. rests. Deft's mo/dismissal denied. Deft. presents case in chief w/test. of witnesses & introduction of exhibits. Deft. rests. Pltf. presents rebuttal evid. w/test. of witness & rests. Parties rest. Closing arguments made. Instructions given to the jury. Jury retires to deliberate at 3:42 p.m. (6:18 p.m.) Court in session. Jury in box. Court reads note from jury foreman. Note ordered filed in open court. Jury retires to continue deliberating. (6:21 p.m.) Jury returns w/verdicts finding for the deft. on the complaint & on the counterclaim in the amt. of \$30,000 at 7:05 p.m. Verdicts ordered received, read & filed in open court. Jury excused. Court adjourned. (7:07 p.m.) (HDC-J)hm	
7-29	33.	Note from jury foreman, filed in open court. hm	
7-29	34.	Instructions to the jury, filed in open court. (HDC-J)hm	
7-29	35.	Verdict, filed in open court, finding for the deft. & against Pltfs. on Pltfs' complaint. hm	
7-29	36.	Verdict, filed in open court, finding for the deft. on its counterclaim & against pltfs. & fixing damages in amt. of \$30,000. hm	
7-29		Trial exhibits, filed. hm (in exhibit room in box)	
7-29	37.	Judgment on jury verdict, filed and entered, that judgment is entered for deft. & against pltfs. on pltfs' complaint, & that judgment is entered for deft. on its counterclaim & against Pltfs. in amt. of \$30,000, & that deft. recover of Pltfs. its costs of action. (JCS-Clk)hm (copies mailed)	
8-5	38.	Bill of costs in amt. of \$3,635.70 filed by def. Cost hearing set for Friday, 8/13/76 at 10 a.m. rm	
9-15		Costs taxed in amt. of \$635.70 on behalf of def. (JCS-Clk)rm	
3-30	--	Reporter's partial transcript of proceedings had on 7-28 and 29, 1976, filed. ph	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF TURECEK		DEFENDANT A & W INTERNATIONAL	DOCKET NO. _____ PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
5-10-77	---	Reporter's partial transcript of proceedings had on 7-28 & 29, 1976, filed. lm	